



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

Fax: 804-698-4019 - TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4020
1-800-592-5482

MINUTES STATE WATER CONTROL BOARD

Thursday, December 6, 2012
General Assembly Building, House Room C
Richmond, Virginia

Board Members Present:

Robert L. Dunn, Chair
William B. Bott
Heather L. Wood
Joseph H. Nash

William A. Pruitt
Robert A. Kellam
Thomas V. Van Auken

Department of Environmental Quality:

David K. Paylor, Director
Debra A. Harris

Cindy M. Berndt

Attorney General's Office:

David C. Grandis, Assistant Attorney General

- 1) The attached minutes summarize activities that took place at this Board Meeting.
- 2) The meeting was convened on Thursday, December 6, 2012, at 10:03 a.m., recessed at 10:48 a.m.; reconvened at 11:06 a.m.; and adjourned at 12:12 p.m.

Approved minute No. 1
March 14, 2013



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

Fax: 804-698-4019 - TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

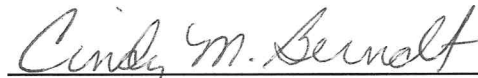
David K. Paylor
Director

(804) 698-4020
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 1 - Introduction of New Member

Mr. Robert L. Dunn introduced Mr. Joseph H. Nash as the new member of the Board.


Cindy M. Berndt



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

Fax: 804-698-4019 - TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4020
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 2 - Election of Officers

The Board unanimously elected Mr. Robert L. Dunn Chairman of the Board and Mr. William A. Pruitt Vice-Chairman of the Board.


Cindy M. Berndt



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

Fax: 804-698-4019 - TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

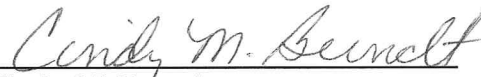
David K. Paylor
Director

(804) 698-4020
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 3 - Minutes

The Board approved the minutes from the September 27, 2012, meeting with an amendment to Minute No. 11. Specifically, in the 3rd paragraph of Minute 11, 5th line after "would likely change" the Board inserted "and".


Cindy M. Berndt



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4000
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 4 – Virginia Pollution Discharge Elimination System Permit Program Regulation, 9VAC25-31, CFR Regulatory Update - Immediate Final Rule 2012

Debra Harris, Office of Regulatory Affairs, presented a final amendment to the Virginia Pollutant Discharge Elimination System (VPDES) Permit Regulations, 9VAC25-31. This regulation includes citations and requirements in the form of incorporated sections of Title 40 of the Code of Federal Regulations (CFR). The regulatory amendment revised these citations and incorporation of Title 40 of the CFR as updated as of July 1, 2012 by amending Section 25 of 9VAC25-31. The Board was asked to adopt this amendment as a final regulation.

BOARD DECISION

Based on the board book briefing items and staff presentation, the Board unanimously adopted the amendments to 9VAC25-31 as presented, and affirmed that the Board will receive, consider, and respond to petitions by any interested person at any time with respect to reconsideration or revision.


Cindy Berndt
Director, Office of Regulatory Affairs



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4000
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 5 - Exempt Final Regulation - Repeal of Procedural Rule No. 4, 9VAC25-250 - Proxy Voting by Board Members

William Norris, Office of Regulatory Affairs, presented a request to cancel and repeal Procedural Rule No. 4, 9VAC25-250, as contained in the Board books. The repeal of this rule was requested because there is no statutory authority which would allow a member of the Board to vote through a representative or designee.

BOARD DECISION

Based on the board book briefing items and staff presentation, the Board unanimously agreed to:

1. Cancel Procedural Rule No. 4, 9VAC25-250; and
2. Authorize the promulgation of the repeal of 9VAC25-250 pursuant to § 2.2-4006 (a) (2) of the Administrative Process Act.


William Norris
Regulatory Analyst
Office of Regulatory Affairs



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4000
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

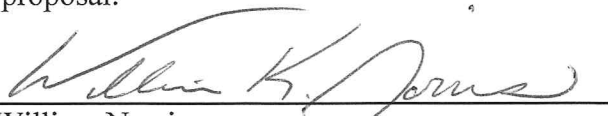
MINUTE NO. 6 - Fast-Track Regulation - Repeal of Procedural Rule No. 3 - Certification Pursuant to 33 USC § 1341 (9VAC25-240)

William Norris, Office of Regulatory Affairs, presented a request to repeal, using a fast-track process, Procedural Rule No. 3 - Certification Pursuant to 33 USC § 1341 (9VAC25-240), as contained in the Board books. This regulation is being proposed for repeal as it has been superseded by the adoption of the Virginia Water Protection Permit Program Regulation, 9VAC25-210, which includes procedures and requirements for the certification pursuant to 33 USC § 1341.

BOARD DECISION

Based on the board book briefing items and staff presentation, the Board unanimously voted to:

1. Promulgate the repeal proposal for repeal of Procedural Rule No. 3 - Certification Pursuant to 33 USC § 1341 (9VAC25-240) for public comment using the fast-track process established in § 2.2-4012.1 of the Administrative Process Act for regulations expected to be non-controversial with the understanding that the authorization constituted its adoption of the repeal at the end of the public comment period provided that (i) no objection to use of the fast-track process is received from 10 or more persons, or any member of the applicable standing committee or either house of the General Assembly or of the Joint Commission on Administrative Rules, and (ii) the department does not find it necessary, based on public comments or for any other reason, to make any changes to the proposal.
2. Set an effective date 15 days after the close of the 30-day public comment period provided (i) the proposed repeal completes the fast-track rulemaking process as provided in § 2.2-4012.1 of the Administrative Process Act and (ii) the department does not find it necessary to make any changes to the proposal.


William Norris
Regulatory Analyst, Office of Regulatory Affairs



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4020
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 7 – General VPDES Permit Regulation for Potable Water Treatment Plants (9VAC25-860)

This proposed regulation is for the reissuance of the General VPDES Permit for Potable Water Treatment Plants. The current general permit will expire on December 23, 2013. Prior to the meeting the Board was provided with briefing materials including a draft of the amended regulation and a memorandum summarizing the proposed changes. Elleanore Daub from the Office of VPDES Permits gave a summary of the significant proposed amendments to the regulation.

Board Decision:

Based on the briefing materials and the staff presentation, the Board voted unanimously to authorize a notice of public comment period and public hearing for amendments to the General VPDES Permit Regulation for Potable Water Treatment Plants (9VAC25-860). The Board also authorized the staff to serve as hearing officer for the public hearing.

A handwritten signature in blue ink that reads "Melanie D. Davenport".

Melanie D. Davenport
Water Division Director



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 10009, Richmond, Virginia 23240

Fax (804) 698-4500 TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4000
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 8 – Report on Facilities in Significant Noncompliance

Kathleen O'Connell, Water Enforcement Program Manager, reported to the Board that there were no major facilities to be reported as being in significant noncompliance for the quarter ending June 30, 2012.

The Board accepted the report.

A handwritten signature in cursive script, reading "Kathleen F. O'Connell".

Kathleen F. O'Connell
Water Enforcement Program Manager
Division of Enforcement



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 10009, Richmond, Virginia 23240

Fax (804) 698-4500 TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4000
1-800-592-5482

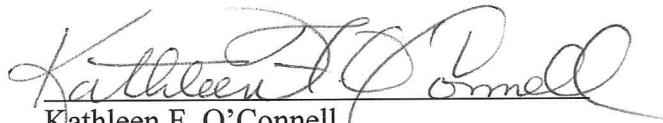
EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 9 – VPDES Program Consent Special Orders

Kathleen O'Connell, Water Enforcement Program Manager, presented to the Board the Consent Special Orders for:

1. Four Winds Club, Inc.
2. Fork Union Sanitary District

The Board unanimously approved the Orders and further authorized the Department's Director to execute the Orders on the Board's behalf and to refer violations of the Orders to the Office of the Attorney General for appropriate legal action.


Kathleen F. O'Connell
Water Enforcement Program Manager
Division of Enforcement



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 10009, Richmond, Virginia 23240

Fax (804) 698-4500 TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

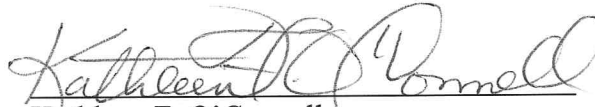
David K. Paylor
Director

(804) 698-4000
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 10 – DuPont Consent Special Order

Kathleen O'Connell, Water Enforcement Program Manager, presented to the Board the Consent Special Order for DuPont Teijin Films U. S. Limited Partnership. The Board, with Chairman Dunn abstaining, unanimously approved the Order and further authorized the Department's Director to execute the Order on the Board's behalf and to refer violations of the Order to the Office of the Attorney General for appropriate legal action.


Kathleen F. O'Connell
Water Enforcement Program Manager
Division of Enforcement



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 10009, Richmond, Virginia 23240

Fax (804) 698-4500 TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4000
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 11 – VWP Program Consent Special Orders

Kathleen O'Connell, Water Enforcement Program Manager, presented to the Board the Consent Special Orders for:

1. Harvest Garden Pro, LLC
2. The McGurn Company, Inc.

The Board unanimously approved the Orders and further authorized the Department's Director to execute the Orders on the Board's behalf and to refer violations of the Orders to the Office of the Attorney General for appropriate legal action.

A handwritten signature in cursive script that reads "Kathleen F. O'Connell".

Kathleen F. O'Connell
Water Enforcement Program Manager
Division of Enforcement



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 10009, Richmond, Virginia 23240

Fax (804) 698-4500 TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4000
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 12 – Oil Programs Consent Special Orders

Kathleen O'Connell, Water Enforcement Program Manager, presented to the Board the Consent Special Orders for:

1. Watts Petroleum Corporation
2. Vane Line Bunkering, Inc.

The Board unanimously approved the Orders and further authorized the Department's Director to execute the Orders on the Board's behalf and to refer violations of the Orders to the Office of the Attorney General for appropriate legal action.

A handwritten signature in black ink, reading "Kathleen F. O'Connell".

Kathleen F. O'Connell
Water Enforcement Program Manager
Division of Enforcement



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

Fax: 804-698-4019 - TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4020
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 13 – Public Forum

No one appeared during the public forum.


Cindy M. Berndt



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4000
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE 14 – FY 2013 VCWRLF Loan Authorizations

Mr. Walter Gills, Program Manager of the Department's Clean Water Financing and Assistance Program, made a presentation to the Board based on a memorandum dated November 15, 2012. The memorandum identified the staff's recommended loan amounts, terms, and interest rates for 14 projects being recommended for FY 2013 Virginia Clean Water Revolving Loan Fund assistance.

Mr. Gills began his presentation by summarizing the actions taken by the Board at its September 2012 meeting, of targeting 14 projects for FY 2013 assistance and directing the staff to present the Board's tentative list for public comment. He relayed that a public meeting was held on November 7, 2012 and that no comments had been received. Mr. Gills explained that he had met with the potential FY 2013 loan recipients to verify the schedules and financial data used to evaluate the local impact and that the staff had completed its user charge impact analyses for the targeted recipients in order to establish the interest rates in accordance with Board guidelines.

Based on the initial meetings with the applicants, there were no changes made to the previously-approved funding list, resulting in a total loan amount of \$54,144,196 for the 14 projects. Mr. Gills explained that program policy calls for the program's ceiling rate to be set at 1% below the municipal bond market and that the staff was recommending that the interest rate for each ceiling rate project be set based on an evaluation of the market conditions that exist the month prior to each loan closing.

Mr. Gills noted that Congress had still not finalized the federal SRF appropriation for FY 2013 so that staff was unsure as to whether the appropriation bill would include requirements similar to those established in FY2012 regarding green reserve project funding and principal forgiveness. He stated that staff believes that three green projects already on this list would satisfy any green project reserve requirement that might be included. The staff had also analyzed the projects with regard to the program's hardship criteria and was prepared to work with the Director on providing principal forgiveness to some projects as allowed by previous delegations if it is included in the federal appropriation language.

Board Decision: The Board voted unanimously to authorize the execution of 14 loans at the amounts, rates, and terms listed below. Loan closings are subject to the receipt of favorable financial capability analysis reports and supporting recommendations from VRA.

FY 2013 Loan Authorizations

	<i>Locality</i>	<i>Loan Amount</i>	<i>Rates & Loan Terms</i>
1	City of Lynchburg	2,000,000	0%, 30 years
2	Town of Rural Retreat	107,000	CR, 20 years
3	City of Salem	3,138,087	CR, 20 years
4	Scott County Public Service Authority	1,400,000	0%, 20 years
5	Town of Grottoes	2,083,000	CR, 20 years
6	Augusta County Service Authority	10,021,500	CR, 20 years
7	Town of Clifton Forge	1,187,000	0%, 20 years
8	King George County Service Authority	967,999	CR, 20 years
9	City of Norfolk	10,000,000	0%, 20 years
10	Tazewell County Public Service Authority	9,255,550	0%, 25 years
11	Town of Coeburn	1,509,240	0%, 20 years
12	C-N-W Wastewater Treatment Authority	4,654,170	CR-1%*, 20 years
13	Loudoun Water	6,760,000	CR, 20 years
14	City of Richmond	1,060,650	0%, 20 years
	Total Request	\$54,144,196	
			CR= Ceiling Rate

* Innovative Technology Reduction



Melanie D. Davenport
Director
Water Division



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

Fax: 804-698-4019 - TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources


David K. Paylor
Director

(804) 698-4020
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 15 - Resolution

The Board unanimously adopted a resolution wishing Ms. Berndt a Happy Birthday!


Cindy M. Berndt



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 10009, Richmond, Virginia 23240

Fax (804) 698-4500 TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4000
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE No. 16 – Enforcement Program Briefing

Jeff Reynolds (Enforcement Division Director) and John Ely (Enforcement Adjudications and Policy Manager) provided the Board an update of the DEQ Enforcement Program, including an executive level review of current operations, performance, legal authority and recent revisions to operational guidance.

The Board accepted the report.

A handwritten signature in dark ink, appearing to read "Jeff Reynolds", written over a horizontal line.

Jefferson D. Reynolds, Director
Division of Enforcement



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4020
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 17 – Division Director's Report: DEQ Director's Approval Being Requested for TMDL Documents under Delegated Authority

Melanie Davenport notified the Board of upcoming action requesting that the DEQ Director approve, under authority delegated by the Board, one Total Maximum Daily Load (TMDL) modification and five TMDL implementation plans.

The proposed actions pertain to water bodies in the James River Basin, the Rappahannock River Basin, the Roanoke River Basin, and the Chesapeake Bay - Small Coastal - Eastern Shore Basin. The water bodies include the following:

Delegated TMDL Modification Approval

1. James River and Tributaries – Lower Piedmont Region Bacteria TMDL Modification (Cumberland, Fluvanna, Goochland, Hanover, Louisa, Powhatan counties)

Delegated TMDL Implementation Plan Approvals

1. Hoffer Creek Bacteria TMDL Implementation Plan (Cities of Suffolk and Portsmouth)
2. Upper Nansemond River and Shingle Creek Bacteria TMDL Implementation Plan (City of Suffolk and Isle of Wight County)
3. Upper Banister River and Tributary Watersheds Bacteria TMDL Implementation Plan (Pittsylvania County)
4. Upper Hazel River Bacteria TMDL Implementation Plan (Rappahannock County)
5. Mill Creek Dissolved Oxygen and pH TMDL Implementation Plan (Northampton County)

A handwritten signature in blue ink that reads "Melanie D. Davenport".

Melanie D. Davenport
Director, Water Division



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

Fax: 804-698-4019 - TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

(804) 698-4020
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEEING ON DECEMBER 6, 2012

MINUTE NO. 18 – Division Director's Report - Delegation of Authority for Scenic River Designations

Melanie Davenport gave a brief presentation on the Virginia Scenic Rivers Program, which is administered by the Department of Conservation and Recreation (DCR). She explained that as part of the designation process, Va. Code section 10.1-404 requires that a recommendation to designate a river as scenic include the views and recommendations of the State Water Control Board.

Ms. Davenport made several points regarding the scenic river designation. Such a designation does not impose or alter any requirements of existing Board programs. Any information that would be provided to DCR is public information. Due to the time frames imposed by the legislative process, DCR may need the Board's recommendations within a time frame that does not align to quarterly Board meetings.

Based on the staff recommendation, the Board voted unanimously to delegate to the Director, or his designee, the authority to provide, on behalf of the Board, views and recommendations on proposed scenic river designations when requested by the Department of Conservation and Recreation.

A handwritten signature in blue ink that reads "Melanie D. Davenport".

Melanie D. Davenport, Director
Water Division



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

Fax: 804-698-4019 - TDD (804) 698-4021

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural Resources

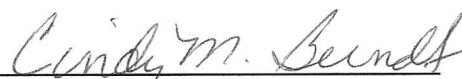
David K. Paylor
Director

(804) 698-4020
1-800-592-5482

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6, 2012

MINUTE NO. 19 – Future Meetings

The Board confirmed March 14-15, either June 13-14 or June 17-18, September 30-October 1 and December 9-10, 2013, as the dates of their next meetings.


Cindy M. Berndt

[NOTE: After the meeting the 17th & 18th were confirmed for the June meeting.]